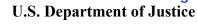
Case 1:17-cr-00548-PAC Document 114 Filed 07/12/19 Page 1 of 1



United States Attorney Southern District of New York

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

July 12, 2019

Via ECF

The Honorable Paul A. Crotty United States District Judge Southern District of New York United State Courthouse 500 Pearl Street, Courtroom 14C New York, New York 10007

Re: United States v. Joshua Adam Schulte, S2 17 Cr. 548 (PAC)

Dear Judge Crotty:

We write in response to the defendant's motion to sever certain counts of the S2 Superseding Indictment. (Dkt. No 101). The Government agrees to proceed to two separate trials as proposed by the defendant: (i) one trial addressing Counts One through Eleven, which include charges related to the theft and transmission of classified information, false statements, obstruction of justice, and contempt of court (the "Espionage Trial"), and (ii) another trial addressing Counts Twelve through Fifteen, which include charges related to the possession of child pornography and copyright infringement. Although the Government does not oppose the defendant's severance motion, the Government does not concede that evidence of, for example, the child pornography and copyright infringement offenses is necessarily inadmissible at the Espionage Trial. To the extent the Government seeks to admit any such evidence at the Espionage Trial, the Government will, in advance of trial, file motions *in limine* addressing those evidentiary issues.

Respectfully submitted,

GEOFFREY S. BERMAN United States Attorney

By:	/s/
•	Sidhardha Kamaraju / Matthew Laroche
	Assistant United States Attorneys
	T-1 - 212 (27 (522/2420

Tel.: 212-637-6523/2420

Cc: Defense Counsel (via ECF)